

SNELL & WILMER L.L.P.  
Alan L. Sullivan (3152)  
Todd M. Shaughnessy (6651)  
Peter H. Donaldson (9462)  
15 West South Temple, Suite 1200  
Salt Lake City, Utah 84101-1004  
Telephone: (801) 257-1900  
Facsimile: (801) 257-1800

CRAVATH, SWAINE & MOORE LLP  
Evan R. Chesler (admitted pro hac vice)  
David R. Marriott (7572)  
Worldwide Plaza  
825 Eighth Avenue  
New York, NY 10019  
Telephone: (212) 474-1000

*Attorneys for Defendant/Counterclaim-Plaintiff  
International Business Machines Corporation*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-  
Defendant,

v.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-  
Plaintiff.

**STIPULATION RE BRIEFING OF  
PENDING MOTION**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

The parties, through their counsel of record, hereby stipulate and jointly move the Court  
for an Order amending the following briefing deadlines as follows:

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1. IBM's Memorandum in Opposition to SCO's Motion to Compel IBM to Produce Samuel J. Palmisano for Deposition shall be due on February 18, 2005.

2. SCO's Reply Memorandum in Support of SCO's Motion to Compel IBM to Produce Samuel J. Palmisano for Deposition shall be due on March 11, 2005.

The parties submit herewith a proposed Order confirming these deadlines.

DATED this 11<sup>th</sup> day of February, 2005.

SNELL & WILMER L.L.P.

Alan L. Sullivan  
Todd M. Shaughnessy  
Peter H. Donaldson

CRAVATH, SWAINE & MOORE

Evan R. Chesler  
David R. Marriott

By   
*Counsel for Defendant International  
Business Machines Corporation*

DATED this 10<sup>th</sup> day of February, 2005.

HATCH, JAMES & DODGE, P.C.

Brent O. Hatch  
Mark F. James

By   
*Counsel for Plaintiff*

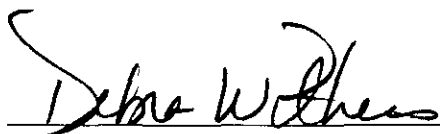
**CERTIFICATE OF SERVICE**

I hereby certify that on the 11<sup>th</sup> day of February, 2005, a true and correct copy of the foregoing was sent by U.S. Mail, postage prepaid, to the following:

Brent O. Hatch  
Mark F. James  
HATCH, JAMES & DODGE, P.C.  
10 West Broadway, Suite 400  
Salt Lake City, Utah 84101

Stephen N. Zack  
Mark J. Heise  
BOIES, SCHILLER & FLEXNER LLP  
100 Southeast Second Street, Suite 2800  
Miami, Florida 33131

Robert Silver  
Edward Normand  
Sean Eskovitz  
BOIES, SCHILLER & FLEXNER LLP  
333 Main Street  
Armonk, NY 10504

  
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